

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :

Matt Luntz, et al. :

Application No. 10/728,832 :

Filed: December 8, 2003 :

For: AUTOMATIC SHUTOFF REFUELING RECEIVER

PETITION UNDER 37 C.F.R. 1.47(A) NON-SIGNING INVENTOR

U.S. Patent and Trademark Office
Mail Stop DAC
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

This petition is being filed under 37 C.F.R. 1.47(a), which states the following:

“[I]f a joint inventor refuses to join in an application for patent or cannot be found or reached after diligent effort, the application may be made by the other inventor on behalf of himself or herself and the nonsigning inventor.”

It is respectfully submitted that a diligent effort was made to find the inventor and that the application, along with the inventors declaration and assignment document were forwarded to the inventor's last know address. The inventor was requested to review the application, execute the declaration and assignment, and return the executed documents to us for filing in the USPTO. Submitted herewith is a statement of facts in an affidavit signed by one having firsthand knowledge of the facts, the fee set forth in 37 C.F.R. §1.17(i) and the last known address of the nonsigning inventor, which is

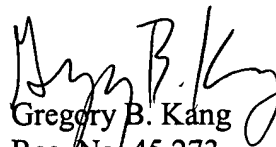
Matt Luntz
10439 North Edinburg Rd.
Highland, UT 84003

The undersigned sent the enclosed cover letter, the application, the declaration/power of attorney and the assignment ("documents") to the last known address of Matt Luntz to return the executed declaration/power of attorney and the assignment. The documents were sent on December 8, 2003, via U.S. Postal Service by certified mail, to the last known address of Matt Luntz, with article number 7001036000046287721. The documents were delivered to and signed or released by Elizabeth Luntz on December 11, 2003, at the address below. A copy of the return receipt post card is attached.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

BAKER & HOSTETLER LLP


Gregory B. Kang
Reg. No. 45,273

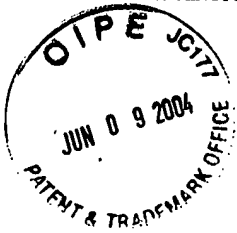
Date: June 9, 2004
Baker & Hostetler LLP
Washington Square, Suite 1100
1050 Connecticut Avenue, N.W.
Washington, D.C. 20036
Tel: (202) 861-1500
Fax: (202) 861-1783

b

Q

BAKER
&
HOSTETLER LLP
COUNSELLORS AT LAW

WASHINGTON SQUARE, SUITE 1100 • 1050 CONNECTICUT AVENUE, N.W. • WASHINGTON, D.C. 20036-5304 • (202) 861-1500
FAX (202) 861-1783



GREGORY B. KANG
WRITER'S DIRECT DIAL NUMBER (202) 861-1795
E-MAIL: GKANG@BAKERLAW.COM

December 8, 2003

BY CERTIFIED MAIL

Mr. Matt Luntz
10439 North Edinburgh Road
Highland, UT 84003

Re: Automatic Shutoff Refueling Receiver
Our Reference: 27056.2640

Dear Mr. Luntz:

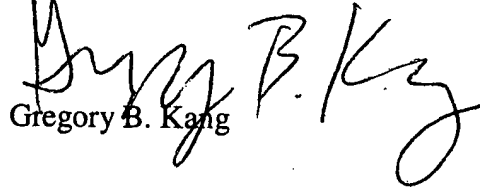
Mr. Thomas B. Rose of Adel Wiggins has informed us that you are one of the inventors for the Automatic Shutoff Refueling Receiver. A patent application for submission to the U.S. Patent and Trademark Office (USPTO) has been prepared. Also enclosed is a Declaration and Power of Attorney, and an Assignment for your review and execution.

Please return the executed documents to us so that we may file the same in the USPTO. In accordance with USPTO requirements, the patent application is enclosed for your review.

We look forward to hearing from you.

Very truly yours,

BAKER & HOSTETLER LLP


Gregory B. Kang

GBK/fet

Enclosures: Patent Application
Declaration and Power of Attorney
Assignment
v . . . u

UNITED STATES POSTAL SERVICE

ALT LAKE CITY PM
DEC 12 2002

First-Class Mail
Postage & Fees Paid
USPS
Permit No. 1000
Happy Holidays
From the U.S. Postal Service!

• Sender: Please print your name, address, and ZIP+4 in this box

Gregory B. Kang, Esq.
Baker + Hostetler LLP
Washington Square
Suite 1100
1050 Conn. Ave, N.W.
Washington, DC 20036-5304

2036+5303

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Gregory B. Kang</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery 12/10/02</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to: Mr. Matt Luntz 10439 North Edinburgh Rd. Highland, UT 84003</p>	<p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number 7001036000004628 772 (Transfer from service label)</p>	
<p>PS Form 3811, August 2001</p>	<p>Domestic Return Receipt 102595-02-M-1540</p>

BEST AVAILABLE COPY